



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on May 15, 2007

Date of Meeting: April 4, 2007

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:49 p.m. on Wednesday, April 4, 2007 all members having been notified of the time and place thereof.

1. **ROLL CALL**

The meeting was called to order by Mayor Walkup and upon roll call, those present and absent were:

Present:

José J. Ibarra	Council Member Ward 1
Carol W. West	Vice Mayor, Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Steve Leal	Council Member Ward 5
Nina J. Trasoff	Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused:

None

Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Kathleen S. Detrick	City Clerk
Karen Masbruch	Assistant City Manager

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Rabbi Samuel Cohon, Temple Emanu-El, after which the entire assembly presented the pledge of allegiance.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager's communication number 176 dated April 4, 2007 would be received into and made a part of the record. He also announced this was the time scheduled to allow members of the Council to report on current events and asked if there were any reports.

- a. Vice Mayor West thanked the Mayor and Council for having the Kenyan visitors as guests the preceding week. She invited the public to a Landfill Tour to be held on April 14, 2007 and also to the last Rio Nuevo Tour of the season to be held on April 21, 2007. She announced that the public was invited to a Town Hall on West Nile Virus Prevention at the Eastside City Hall on April 12, 2007.
- b. Council Member Trasoff announced Youth Employment and Enrichment Program awards were presented to The Tucson Center for Women and Children (TCWC) for the child advocate program that provides one week of counseling to children in TCWC shelters, and to Our Family for their community program for pregnant and single parent young people ages eighteen to twenty-one who are taught parenting skills. She also reported that on March 28, 2007 the West Nile Virus Town Hall was held at the Ward 6 Office which over eighty people attended.

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager's communication number 177, dated April 4, 2007, would be received into and made a part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Walkup announced City Manager's communication number 178, dated April 4, 2007, would be received into and made a part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Applications

New License(s)

1. La Rancherita Restaurant, Ward 3
3152 N. 1st Ave.
Applicant: Michael Henri Atencio
Series 12, City 13-07
Action must be taken by: April 21, 2007
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

1. Artsake Foundation, Ward 6
5th Ave. between Toole and Broadway and Congress Street
between Aviation and 6th Ave.
Applicant: Jeb Bley Schoonover
City T17-07
Date of Event: April 21, 2007
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
2. Fiesta Grande, Inc. - Barrio Hollywood, Ward 1
Grande Ave. between Speedway and St. Mary's
Applicant: Erica Dahl-Bredine
City T18-07
Date of Event: April 14, 2007 - April 15, 2007
(To Promote the Neighborhood and Local Businesses through a Street Fair)
Staff has indicated the applicant is in compliance with city requirements.
3. Casas Adobes Rotary Club, Ward 3
4502 N. 1st Ave.
Applicant: Thomas Peter Firth
City T19-07
Date of Event: April 21, 2007
(Annual Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
4. Junior League of Tucson, Inc., Ward 6
3400 E. Camino Campestre (Hi Corbett Field)
Applicant: Jean Spall Popham
City T20-07
Date of Event: April 13, 2007
(Fundraiser to Support Junior League)
Staff has indicated the applicant is in compliance with city requirements.

5. Friends of St. Michael's (FOSM), Ward 2
602 N. Wilmot
Applicant: Mark Allan Huntzinger
City T23-07
Date of Event: April 21, 2007
(Annual Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
6. Downtown Tucson Sertoma Club, Ward 5
4823 S. 6th Ave. (Tucson Rodeo Grounds)
Applicant: Oscar Humberto Stevens II
City T33-07
Date of Event: April 7, 2007
(Mexican Rodeo and Live Concert - Family Entertainment)
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change

NOTE: There were no agent changes scheduled for this meeting.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license applications 5b1 and 5c1 through 5c6 to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Walkup announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for any items scheduled for a public hearing that evening. Call to the Audience would last for thirty minutes and speakers would be limited to three-minute presentations. Mayor Walkup stated that he had more cards than they would be able to get through that evening, any remaining cards would receive first preference at the following week's meeting.

- a. Ken Scoville spoke about historic buildings and their importance for heritage and educational purposes.

Kathleen S. Detrick, City Clerk, announced Susie Rogers would be assisting with anyone in the audience needing Spanish language assistance for items listed on the agenda.

- b. Lori Lustig spoke about Item 11, Adoption of the CAP Water Resource Fee and asked for additional language to be inserted into the ordinance.
- c. Madeline Galkin spoke in support of funding for Information and Referral Services.
- d. Jerold Millier spoke in support of funding for Information and Referral Services.

- e. Edward Coderre spoke in support of funding for Information and Referral Services.
- f. Alan Lee spoke about the City of Tucson Compensation Plan. He thanked the City staff for working with him on the recommendations, and requested a delay in putting this item on a future agenda.
- g. Russ Dove spoke about his belief that other groups in Tucson were treated fairly by the law, whereas he was treated unfairly.
- h. Michael Toney spoke about Rio Nuevo, the new Arena and Tucson Convention Center plans and the Bridges PAD.
- i. Patricia Mitchell spoke in support of funding for Information and Referral Services.
- j. Stephanie Harrison spoke in support of funding for Information and Referral Services.
- k. Joe Sweeney spoke about the recent efforts of the Minuteman Project.
- l. Al Garcia requested that the City ask for legal proof of residency when issuing business licenses.

Mayor Walkup announced there were five speaker's cards that he had not been able to get to and those speakers would be considered first at the next meeting.

7. CONSENT AGENDA - ITEMS A THROUGH I

Mayor Walkup announced the reports and recommendations from the City Manager on the Consent Agenda Items would be received into and made a part of the record. He asked the City Clerk to read the Consent Agenda.

- A. REAL PROPERTY: AUTHORIZATION TO ACQUIRE REAL PROPERTY FOR THE TUCSON ORIGINS HERITAGE PARK
 - 1. Report from City Manager APRIL4-07-173 WARD 1
 - 2. Resolution No. 20623 relating to real estate; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary certain real property located at 159 South Grande Avenue and 412 South Brickyard Lane to facilitate the Master Plan for the Tucson Origins Heritage Park; and declaring an emergency.

Michael Rankin, City Attorney, said Resolution 20623 and the attachment had been modified to remove all reference to the property at 412 South Brickyard Lane.

B. TRANSPORTATION: REVISING THE LOCALLY PREFERRED ALTERNATIVE FOR THE TUCSON TRANSIT ALTERNATIVES ANALYSIS (MODERN STREETCAR)

1. Report from City Manager APRIL4-07-174 CITY-WIDE
2. Resolution No. 20625 relating to transportation; rescinding Resolution No. 20267 of January 18, 2006; revising the Modern StreetCar Locally Preferred Alternative; and declaring an emergency.

Michael Rankin, City Attorney, said Exhibit A had been modified. The third row, left column, the title was rephrased to read "Relocation of the Street Car alignment to Granada Avenue", and the right column of the same row, the second bullet point was removed.

C. REAL PROPERTY: TRANSFER OF WELLSITE TO PIMA COUNTY FOR THE WHEELER TAFT ABBETT, JR. LIBRARY

1. Report from City Manager APRIL4-07-180 OUTSIDE THE CITY
2. Ordinance No. 10384 relating to real property; authorizing the conveyance of the Tucson Water "Y-5" Wellsite to Pima County for inclusion in the site of the new Pima County Wheeler Taft Abbett, Jr. Library; and declaring an emergency.

D. GRANT AGREEMENT: WITH THE FEDERAL ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE

1. Report from City Manager APRIL4-07-179 CITY-WIDE
2. Resolution No. 20627 relating to law enforcement; approving and authorizing participation by the Tucson Police Department in Federal Organized Crime Drug Enforcement Task Forces; and declaring an emergency.

E. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE K.A.R.E. FAMILY CENTER TO ASSIST WITH TWO COMMUNITY EVENTS

1. Report from City Manager APRIL4-07-182 WARD 3

2. Resolution No. 20628 relating to Finance; approving and authorizing the allocation of three hundred dollars (\$300) from the Community Support Fund, Account No. 001-183-1898-268, to the K.A.R.E. Family Center for assistance in covering Family Recognition Day to be held on May 11, 2007 and Back to School Bash to be held in August 2007; and declaring an emergency.

This was a request by Council Member Uhlich. Allocation of funds is as follows:
Council Member Uhlich – \$300.

Kathleen S. Detrick, City Clerk, read into the record an additional contribution of two hundred dollars from Council Member Scott bringing the total to five hundred dollars.

F. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE OLD PUEBLO COMMUNITY FOUNDATION

1. Report from City Manager APRIL4-07-183 WARD 3
2. Resolution No. 20629 relating to Finance; approving and authorizing the allocation of four hundred dollars (\$400) from the Community Support Fund, Account No. 001-183-1898-268, to Old Pueblo Community Foundation for the purchase of tools to facilitate their community service efforts; and declaring an emergency.

This was a request by Council Member Uhlich. Allocation of funds is as follows:
Council Member Uhlich – four hundred dollars (\$400).

Kathleen S. Detrick, City Clerk, read into the record additional contributions of five hundred dollars from Vice Mayor West and two hundred dollars from Council Member Scott. This brought the new total to one thousand, one hundred dollars.

G. ASSURANCE AGREEMENT: (S04-128) SIERRA BREEZE SUBDIVISION, LOTS 1 TO 10 AND COMMON AREAS “A” AND “B”

1. Report from City Manager APRIL4-07-187 WARD 5
2. Resolution No. 20630 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S04-128 of a final plat for the Sierra Breeze Development, L.L.C. Subdivision, Lots 1 to 10 and Common Areas “A” and “B”; and declaring an emergency.

H. FINAL PLAT: (S04-128) SIERRA BREEZE SUBDIVISION, LOTS 1 TO 10 AND COMMON AREAS “A” AND “B”

1. Report from City Manager APRIL4-07-175 WARD 5
2. Staff recommends that, after approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

I. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE TIGERSHARKS SWIM CLUB FOR THE WELLNESS AND WATER FAIR

1. Report from City Manager APRIL4-07-188 WARD 4
2. Resolution No. 20631 relating to Finance; approving and authorizing the allocation of one hundred eighty dollars (\$180) from the Community Support Fund, Account No. 001-183-1898-268, to the Tigersharks Swim Club to support funding to the Wellness & Water Fair; and declaring an emergency.

This was a request by Council Member Scott. Allocation of funds is as follows:
Council Member Scott – \$180.

It was moved by Council Member Leal, duly seconded, that Consent Agenda Items A through I, with amendments to Items A, B, E and F, be passed and adopted and the proper action taken.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, Uhlich, Scott, Leal and Trasoff;
Vice Mayor West and Mayor Walkup

Nay: None

Consent Agenda Items A through I, with amendments to Items A, B, E and F, were declared passed and adopted by a roll call vote of 7 to 0.

8. PUBLIC HEARING: CHANGE OF PROJECT SCOPE – EASTSIDE SPORTS COMPLEX

Mayor Walkup announced City Manager's communication number 186, dated April 4, 2007 would be received into and made a part of the record. He said this was the time and place legally advertised for a public hearing on a change of project scope at the Eastside Sports Complex. He said staff would make a brief presentation before beginning the public hearing.

Fred Gray, Parks and Recreation Department Director reported the 2004 Pima County General Bond Obligation included a six million-dollar project for an eastside sports complex, four million dollars for acquisition and two million dollars for first phase development. The target area was the Broadway/Twenty-Second Corridor east of Camino Seco with a site search of plus or minus fifty acres. The City Real Estate Department did not find land to satisfy that requirement. There was a proposal to reallocate that money to build sports fields at both Udall Park and Lincoln Park, which were within two and a half miles of the corridor.

Mr. Gray said the initial reallocation was suggested to be two million dollars for Udall Park and four million dollars for Lincoln Park. In discussions with the County Board of Supervisors the reallocation was set at 2.5 million dollars for Udall Park and 3.5 million dollars for Lincoln Park.

Mayor Walkup announced speakers would be limited to five-minute presentations. He asked for speakers to come forward as he called their name.

Ken Scoville said that with his involvement at Udall Park and the Magnetic Observatory he supported the reallocation of the funds. He was very aware of the need for sports fields and recreation facilities. Although he did not represent the Catalina Foothills Association, they understood what was going on in the County. There was a greater need for sports fields as the population neared one million. He explained that with the Magnetic Observatory there were thirty-five acres available providing plenty of space for any future recreation build-outs. The Magnetic Observatory and other buildings were assets for cultural and music events with prospects for a future band shell and amphitheater. The buildings would be available for award events, food facilities and meeting space making Udall Park a centerpiece for the eastside.

Tom Tingler, State Youth Commissioner for Arizona American Softball Association (ASA), said he was representing girls' fast pitch softball, as well as the youth of the community. He had been involved in girls' fast pitch softball for more than twenty-one years and he was involved in coaching recreational and competitive events. It was his goal to help girls use their athletic abilities to further their educational opportunities. He represented two thousand girls in Tucson and would like to represent boys, but there were not enough facilities to get them involved in the softball program. Mr. Tingler said he felt the girls had not received support and had to take whatever fields were left over since they did not have a home field. They got bumped off their fields for

lacrosse, Frisbee or dog walking. Therefore, the addition of four more fields at Lincoln Park would be helpful to draw national tournaments.

Kurt Conner, representing the Pima County Junior Soccer League and the Coldwell Bankers Shoot-Out, said he felt this plan was brilliant. There was no need to buy land and then not have money to build the facility for several years. He said he hoped the Mayor and Council would vote to approve the plan.

Jim Tiggus congratulated the Parks and Recreation Department for a job well done. In the nine years he had lived in Tucson there had been a shortage of baseball, softball and soccer fields. This was a start to help kids.

Mayor Walkup asked if anyone else wished to speak on this item. Hearing none, he asked for a motion to close the public hearing.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 7 to 0 to close the public hearing.

Mayor Walkup asked the City Clerk to read the resolution by number and title only.

Resolution No. 20624 relating to parks and recreation; requesting an amendment of the 2004 Pima County Bond Implementation Ordinance to change the project scope for the Eastside Sports Complex and reallocating dedicated funds in the amount of six million dollars (\$6,000,000), providing two million five hundred thousand dollars (\$2,500,000) to Udall Park Sports Fields and three million five hundred thousand dollars (\$3,500,000) to Lincoln Park Sports Fields; and declaring an emergency.

Kathleen S. Detrick, City Clerk, read into the record that Section One of the resolution was corrected under Udall Park Sports Fields to read two million five hundred thousand dollars and under Lincoln Park Sports Fields to read three million five hundred thousand dollars.

Vice Mayor West thanked everyone who worked so hard with the youth and adult sports programs. She said no one properly thanked or appreciated all they did. She knew there were people in the community who lamented that the eastside sports complex could not be accomplished. They needed to look for opportunities with the bonds coming up. She said the Ott YMCA had a possible gymnasium that would help.

It was moved by Vice Mayor West, duly seconded, that Resolution 20624 be passed and adopted as amended.

Council Member Scott thanked Pima County and Vice Mayor West for agreeing to the change of project scope. She said the changes would accomplish what was set out to do at the Clements Center and provide more flexibility for improvements at the Udall Center. She also wanted to thank the Pima County Board of Supervisors and the Pima

County Bonds Committee for working with the City and she appreciated the anticipated support when it came up on their calendar for a change and a vote. She also thanked Chuck Huckleberry, Pima County Administrator, Mike Hein, City Manager and Liz Miller, Assistant City Manager, for their support. Lastly, she thanked Fred Gray and his staff who crafted a proposal that met everyone's needs which allowed the use of all the funds for actual improvements instead of just land purchases.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, Uhlich, Scott, Leal and Trasoff;
Vice Mayor West and Mayor Walkup

Nay: None

Resolution 20624 was declared passed and adopted by a roll call vote of 7 to 0.

9. MAYOR AND COUNCIL: SELECTION OF A VICE-MAYOR

Mayor Walkup announced City Manager's communication number 171, dated April 4, 2007 would be received into and made a part of the record.

Mayor Walkup asked the City Clerk to read Resolution 20626 by number and title only.

Resolution No. 20626 relating to the Vice-Mayor of the Mayor and Council; selecting a Vice-Mayor.

Council Member Uhlich said at a past meeting the Mayor and Council had come up with a rotation of the assumption of the duties of the Vice Mayor, allowing for any member to accept or decline when their time came. She said it was her turn, but she would be declining, partly because responsibilities at her other job would take her to New Orleans to assist in relocation and job assistance efforts. She wanted to reassure the public this would not interfere with her normal duties on the Council and, if anything, it would afford some great lessons and experiences to bring back to Tucson.

It was moved by Council Member Uhlich, duly seconded, to nominate Council Member Scott for Vice Mayor.

Kathleen S. Detrick, City Clerk, clarified that this was a motion to pass and adopt Resolution 20626 and designating Council Member Scott as the Vice Mayor. She said Section One would be amended and there was also a clerical announcement. She said because of the way the Charter was worded, line three of Section One would read

“effective April 4, 2007 through 10:00 a.m. on December 3, 2007.” She said she also wanted to note she had received the resignation letter from Vice Mayor West.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, Uhlich, Scott, Leal and Trasoff;
Vice Mayor West and Mayor Walkup

Nay: None

Resolution 20626 with the clerical correction and naming Council Member Scott as Vice Mayor was declared passed and adopted by a roll call vote of 7 to 0.

10. WATER: ADOPTION OF THE WATER SYSTEM EQUITY FEE

Mayor Walkup announced City Manager’s communication number 189, dated April 4, 2007 would be received into and made a part of the record.

Mayor Walkup asked the City Clerk to read Ordinance 10385 by number and title only.

Ordinance No. 10385 relating to water; amending Chapter 27, Article II, Rates and charges, Section 27-36, System equity and other infrastructure related fees; and declaring an emergency.

Kathleen S. Detrick, City Clerk, said on Page 3, Section 5 the effective date was July 9, 2007.

Council Member West said she would ask that costs of service be discussed at a future Study Session. She said it would be helpful if the public understood how capital funds were managed in an enterprise organization.

It was moved by Council Member West, duly seconded, to adopt Ordinance 10385 as amended.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members West, Uhlich, Leal and Trasoff;
Vice Mayor Scott and Mayor Walkup

Nay: Council Member Ibarra

Ordinance 10385 was declared passed and adopted by a roll call vote of 6 to 1.

11. WATER: ADOPTION OF THE CAP WATER RESOURCE FEE

Mayor Walkup announced City Manager's communication number 190, dated April 4, 2007 would be received into and made a part of the record.

Mayor Walkup asked the City Clerk to read Ordinance 10386 by number and title only.

Ordinance No. 10386 relating to water; amending Chapter 27, Article II, Rates and charges, Section 27-36, System equity and other infrastructure related fees by adding a new Section 27-36(B); and declaring an emergency.

Michael Rankin, City Attorney, said there was a correction to the ordinance. On Page 2, Section 3 would read "The City Manager or his designate shall be authorized to implement the program to pay the CAP water resource fee for affordable housing constructed by the organizations recognized under the City's Community Housing Development Organization (CHDO) listing and for affordable housing constructed by the City of Tucson." He said under Section 5 the effective date was July 9, 2007.

Council Member Uhlich said at the meeting where that ordinance originated, there were two motions presented and she offered the primary motion related to the two hundred and two dollar component of the fee.

It was moved by Council Member Uhlich, duly seconded, to pass and adopt Ordinance 10386 as amended.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members West, Uhlich, Leal and Trasoff;
Vice Mayor Scott and Mayor Walkup

Nay: Council Member Ibarra

Ordinance 10386 was declared passed and adopted by a roll call vote of 6 to 1.

It was moved by Council Member Trasoff, duly seconded, that the City Attorney return the following week with an ordinance that included the forty two dollar interest component to the CAP water resource fee.

Council Member Trasoff said her reasoning was that the Council had deferred to certain interests in separating the motions to be as fair as possible. The Environmental, Planning and Resource Management Subcommittee had discussed it as well as in Study Session and Regular Session for some time. She said although she understood the Southern Arizona Home Builders Association (SAHBA) and the Chamber of Commerce's position against the interest component, but she could not agree with them. She said it would do the community harm by losing four hundred thousand dollars a year from the forty two-dollar interest component. She said that four hundred thousand dollars would need to be made up somewhere and that likely would be from people who were already living there. Growth should be paying for itself. There was a value to money and although they did not pay interest when the money was paid, there was a value to the capital that was used.

Council Member Trasoff said John Strawbeck had cited SAHBA's report of January 2006, which looked at interest reports and their impact. He gave an example of the one hundred-dollar fee under consideration for affordable housing. He indicated that if builders were charged the fee, new home purchasers would have to be charged a one hundred and fifty-dollar fee to cover the impact fee charged them. She said if the builder were going to increase the fee by fifty percent, she believed the interest fee was reasonable to charge as well. This will have growth pay for itself and keep people who have already paid from having to pay again.

Council Member Ibarra asked the City Attorney if this had been voted on the previous week and if so, would it not require a reconsideration.

Mr. Rankin said that at the close of the public hearing there were two motions, the first to bring back Ordinance 10386. The second motion was to bring back for consideration an additional ordinance that would add in the interest component. He said that motion failed at that time. The current motion was to bring it back the following week. He did not believe that to be a reconsideration of the previous motion. He said this part of the fee was incorporated in the Public Hearing that was held. This met the public notice requirements, but it was not appropriate to vote on an ordinance that evening because it was not part of the agenda.

Council Member Leal said the Council needed to be careful with their judgements and how they are described. He said it was problematic to describe some Council Members as caring about impact fees and some who did not, some who took it seriously and some who did not. He said those who had qualms with the interest fee were the same who had promoted impact fees because they did not want the public to subsidize growth. The issue of concern was that accounting principals were used as opposed to impact fee statutes. Some had a philosophical disagreement with charging interest when interest had not been paid. He said some saw it as opportunistic, as opposed to creating a mechanism

that would bring justice to a contradiction. The Council's discussions had been good, but sometimes they simply disagreed and therefore they should not call into question the motivation of others. He said they all agreed that the public should not subsidize sprawl.

Council Member Uhlich said she supported the motion as she had before. This was an opportunity to recoup the costs, and staff had exhaustively looked at it and gave good guidance. She said she agreed with Council Member Leal that there was disagreement about the interpretation. She said if the costs were not recouped it would effect the ratepayers.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members West, Uhlich, and Trasoff

Nay: Council Members Ibarra and Leal;
Vice Mayor Scott and Mayor Walkup

The motion that the City Attorney return the following week with an ordinance that included the forty two dollar interest component to the CAP water resource fee was declared failed by a roll call vote of 3 to 4.

12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Walkup announced City Manager's communication number 172, dated April 4, 2007 would be received into and made a part of the record.

Council Member Trasoff moved, duly seconded, and carried by a voice vote of 7 to 0, to appoint Tom Williams to the Metropolitan Housing Commission in the category of developer/builder/designer.

Mayor Walkup asked if there were any personal appointments to be made.

Vice Mayor Scott appointed Lynn Gillette as the Ward 4 representative to the Tucson/Pima County Energy Commission.

Council Member West appointed Sue Betanzos as the Ward 2 representative to the Public Art and Community Design Committee.

13. ADJOURNMENT: 7:13 p.m.

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, April 10, 2007 at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 4th day of April 2007, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

KSD: rwp:ds